

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

RECEIVED

In the Matter of)
)
Reclassification of License of)
Station KMOD-FM, Tulsa, Oklahoma)

RM-11064

OCT 12 2004

Federal Communications Commission
Office of Secretary

To: Secretary to forward to Assistant Chief, Audio Division, Media Bureau

STATEMENT IN RESPONSE TO ORDER TO SHOW CAUSE

Clear Channel Broadcasting Licenses, Inc. ("Clear Channel"), the licensee of Station KMOD-FM, Channel 248C, Tulsa, Oklahoma (Facility ID No. 11957), by its attorneys, hereby responds to the Order to Show Cause, DA 04-2669 (released August 27, 2004) in the above-captioned proceeding (the "*Order to Show Cause*").

The *Order to Show Cause* stated that a petition for rule making filed by Charles Crawford ("Crawford") proposes the reclassification of Station KMOD-FM from a Class C to a Class C0 station, pursuant to note 2 of Section 1.420(g) of the Commission's Rules. The *Order to Show Cause* provides Clear Channel the opportunity until October 12, 2004, to file a written statement as to why the license for Station KMOD-FM should not be modified to a Class C0 facility as proposed.

This written statement responds to the *Order to Show Cause*.

Pursuant to note 2 of Section 1.420(g), note 4 of Section 73.3573, and Section 1.87 of

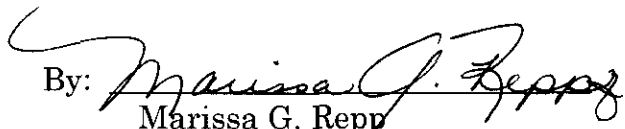
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the Commission's Rules, Clear Channel hereby states its intent to seek to modify Station KMOD-FM's facilities by the filing of an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT and specifying an effective radiated power of 100 kW. Clear Channel intends to file such an application with the Commission within 180 days of October 12, 2004, as provided by the Commission's Rules. Consequently, the license of Station KMOD-FM should *not* be reclassified as requested by Crawford. Moreover, as set forth in note 2 of Section 1.420(g) of the Commission's Rules, Crawford's petition must be dismissed upon the filing by Clear Channel of an acceptable construction permit application to increase the antenna height of Station KMOD-FM to at least 451 meters HAAT.

Respectfully submitted,

**CLEAR CHANNEL
BROADCASTING LICENSES, INC.**

By:


Marissa G. Repp

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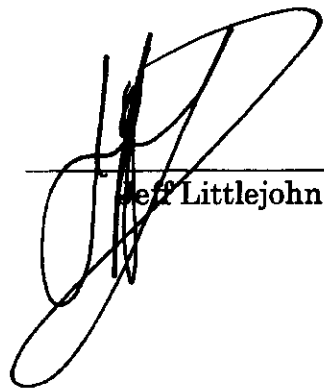
October 12, 2004

DECLARATION

I, Jeff Littlejohn, declare as follows:

1. I am Senior Vice President of Clear Channel Broadcasting Licenses, Inc. ("Clear Channel").
2. Clear Channel hereby states its intent to seek to modify the facilities of Station KMOD-FM, Channel 248C, Tulsa, Oklahoma (Facility ID No. 11957), by the filing of an acceptable application for a construction permit to increase the antenna height to at least 451 meters HAAT and specifying an effective radiated power of 100 kW. Clear Channel intends to file such application with the Commission within 180 days of October 12, 2004, as provided by the Commission's Rules.

I hereby declare under penalty of perjury that the statements made in this declaration are true and accurate to the best of my knowledge, information and belief.



Jeff Littlejohn

Executed on October 11, 2004

Certificate of Service

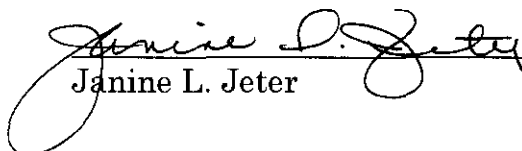
I, Janine L. Jeter, hereby certify that on this 12th day of October 2004,
a copy of the foregoing Statement in Response to Order to Show Cause was sent by
first-class mail, postage prepaid, to:

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Janine L. Jeter

*By Hand Delivery